

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

CASE NO: 90-4223-BKC-3P7

IN RE:

OLYMPIA HOLDING CORPORATION,
a/k/a P*I*E Nationwide, Inc.

Debtor(s)/

LLOYD T. WHITAKER, as Trustee for
Olympia Holding Corporation,
a/k/a P*I*E Nationwide, Inc.,

Plaintiff(s)

ADVERSARY NO: 92-4611

v.

H.T.C., INC.,
an Iowa corporation,

Defendant(s)/

CERTIFICATION OF JUDGEMENT FOR
REGISTRATION IN ANOTHER DISTRICT

I, Clerk of the Bankruptcy Court of this district do certify that the attached judgment is a true and correct copy of the original judgment entered in the above entitled proceeding on 5/13/93 as it appears of record in my office, and that:

X No notice of appeal from this judgment has been filed, and no motion of the kind set forth in Federal Rule of Civil Procedure 60, as made applicable by Federal Rule of Bankruptcy Procedure 9024, has been filed.

_____ No notice of appeal from this judgment has been filed, and any motions of the kind set forth in Federal Rule of Civil Procedure 60, as made applicable by Federal Rule of Bankruptcy Procedure 9024, have been disposed of, the latest order disposing of such a motion having been entered on _____.

_____ An appeal was taken from this judgment, and the judgment was affirmed my mandate of the _____ issued on _____.
(Name of Court) (Date)

_____ An appeal was taken from this judgment, and the appeal was dismissed by order entered on _____.
(Date)

CARL R. STEWART

Clerk of the Bankruptcy Court

By: Kay R. Davis
Deputy Clerk

P.O. Box 559, Jacksonville, FL 32201

June 23, 1995
(Date)

FILED
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

AUG 15 1995
FILING FEE PAID
BARBARA A. EVERLY, CLERK

ADVERSARY NO. 95-4
Ancillary

Recorded: Vol. V
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UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

FILED
JACKSONVILLE, FLORIDA

MAY 13 1993

CLERK, U.S. BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA

In re:

OLYMPIA HOLDING CORPORATION,
a/k/a P-I-E Nationwide, Inc., et al.,

Debtors.

Case No. 90-4195-BKC-3P7
and 90-4223-BKC-3P7
Jointly Administered

LLOYD T. WHITAKER, as Trustee for
Olympia Holding Corporation, a/k/a
P-I-E Nationwide, Inc.,

Plaintiff,

v.

Adversary No.: 92-4611

H.T.C., INC.,
an Iowa corporation,

Defendant.

JUDGMENT

This proceeding having come before the Court upon Plaintiff's Motion for Default Judgment, and a Default having been entered against the Defendant, it is

ORDERED

1. Plaintiff, Lloyd T. Whitaker, as Trustee for Olympia Holding Corporation, a/k/a P-I-E Nationwide, Inc., Debtor, shall have and recover from Defendant, H.T.C., Inc., the principal sum of \$4,690.11, together with \$1,002.00 as accrued interest through

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March 15, 1993 and costs in the amount of \$120.00, for a total sum of \$5,812.11, for all of which let execution issue. Post-judgment interest shall accrue at the legal rate of 3.25 percent.

DATED: May 13, 1993, in Jacksonville, Florida.


GEORGE L. PROCTOR
United States Bankruptcy Judge

Copies to:

W. Kelsea Wilber and Steven R. Browning,
Attorneys for Plaintiff
H.T.C., Inc., Defendant

lrt

mc 5/13/93

"RECORDED IN THE US BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA,
JACKSONVILLE DIVISION

J.B. VOL. XXII, NO. 2801 "

I certify the foregoing to be a
true and correct copy of the
CARL R. STEINER
U. S. BANKRUPTCY COURT

By Kay R. Davis

JUN 26 1995



NATIONWIDE, INC.

ADVERSARY NO.

95-4
Ancillary

August 9, 1995

FILED
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

AUG 15 1995

BARBARA A. EVERLY, CLERK

Clerk of Court
Northern District of Iowa
U.S. Courthouse
101 First Street, S.E.
Cedar Rapids, IA 52401

Lloyd T. Whitaker v. H.T.C., Inc.; Adversary
Proceeding No. 92-04611

Dear Sir or Madam:

As part of the proceedings to execute upon this Final Judgment entered by the United States Bankruptcy Court for the Middle District of Florida, enclosed is the original Certification of Registration with attached certified copy of the Final Judgment in the captioned case.

Please register the Final Judgment and enter it into the public records. Enclosed is a check for the \$20.00 filing fee.

Under Federal Rule of Civil Procedure 64, Judgment Holder Whitaker asserts the applicability of all remedies in the collection of this Final Judgment, including but not limited to attachment, garnishment, replevin, and sequestration, as well as applicable state law remedies.

Please file stamp the extra copy of this letter and return it to me. If you have any questions, do not hesitate to call me.

Sincerely yours,

Robert D. Wilcox
Special Counsel to Trustee
Lloyd T. Whitaker

cc: Richard E. Alexander

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UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

FILED
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

SEP 03 1999

GEORGE D. PRENTICE, II, CLERK

In re:

OLYMPIA HOLDING CORPORATION
a/k/a P.I.E. NATIONWIDE, INC.,

Case No.: 90-4223-BKC-3P7

Chapter 7

Debtors,

LLOYD T. WHITAKER, as Chapter 7
Bankruptcy Trustee for Olympia Holding
Corporation, a/k/a P.I.E. Nationwide, Inc.,

Plaintiff,

v.

Adv. Pr. No.: 92-04611

H.T.C., INC.,

Defendant(s).

PLAINTIFF'S ACKNOWLEDGEMENT AND RELEASE OF JUDGMENT

Plaintiff, Lloyd T. Whitaker, Trustee of the Estate of Olympia Holding Corp. a/k/a P*I*E Nationwide, Inc., hereby acknowledges that the judgment entered in this action in his favor is void and releases any rights he may have in such judgment and states:

1. Plaintiff obtained a judgment in the above-captioned adversary proceeding on 05/13/93 in the amount of \$5,812.11.

2. On December 16, 1998, the United States Court of Appeals for the Eleventh Circuit held, in an appeal from a separate adversary proceeding brought by

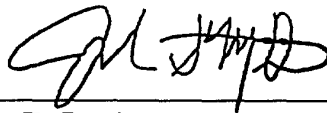
Plaintiff, that Plaintiff lacked standing to bring the same kind of claim as the one involved in the above-captioned proceeding and that the default judgment entered in that case was therefore void. See Whitaker v. Columns, Inc. (In re Olympia Holding Corp.), No. 98-2702 (11th Cir. 1998) (unpublished opinion) (hereinafter, Columns).

3. Plaintiff acknowledges that the default judgment obtained in the above-captioned adversary proceeding is void in light of Columns.

4. Plaintiff further releases any rights he might have against Defendant(s) pursuant to the default judgment entered in the above-captioned adversary proceeding.

5. Should Defendant(s) at any time file a motion in the above-captioned adversary proceeding to set aside the judgment and to dismiss the proceeding with prejudice, with each side to bear its own costs, or if Defendant has already filed such motion(s), Defendant(s) is (are) hereby authorized to submit this Acknowledgement and Release to demonstrate Plaintiff's consent and stipulation to such motion(s), and Plaintiff hereby waives his right to appear or object to such motion(s).

FOLEY & LARDNER



Gardner F. Davis
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John S. Mills
Florida Bar No. 0107719
200 Laura Street
Post Office Box 240
Jacksonville, Florida 32201-0240
Telephone: (904) 359-2000
Facsimile: (904) 359-8700

RECEIVED SEP 03 1999

FOLEY & LARDNER

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EMAIL ADDRESS
jsmills@foleylaw.com

CLIENT/MATTER NUMBER
065582-0102

August 31, 1999

Northern District of Iowa
U.S. Courthouse
101 First St., S.E.
Cedar Rapids, IA 52401

Re: Judgment Registered in Your Court
In re: Olympia Holding Corp. a/k/a P*I*E Nationwide Inc., No. 90-4223-BKC-3P7
(Bankr. M.D. Fla.)
Whitaker v. H.T.C., Inc., Adversary Proceeding No. 92-04611

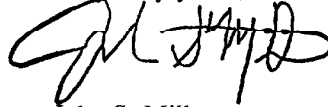
Dear Mister/Madame Clerk:

Predecessor counsel for Lloyd T. Whitaker, Trustee of the Estate of Olympia Holding Corp. a/k/a P*I*E Nationwide, Inc., previously mailed a certified copy of the judgment entered in the above captioned adversary proceeding to be registered in your court.

As explained in the enclosed Acknowledgement and Release, the Trustee acknowledges that this judgment has been rendered void by a subsequent decision of the United States Court of Appeals for the Eleventh Circuit and wishes to ensure that the judgment has no adverse impact on the defendant.

Accordingly, please cancel the judgment, file/record the enclosed Acknowledgement and Release, or take whatever other steps are appropriate in your jurisdiction to ensure that the judgment is not shown in the court's records as a valid judgment.

Very truly yours,



John S. Mills

JSM/tld
Enclosure(s)
cc:
H.T.C., Inc.
Attn: Richard Alexander
Rural Route 2, Box 10
Milford, IA 51351
(last known address)

ESTABLISHED 1842

A MEMBER OF GLOBALEX WITH MEMBER OFFICES IN BERLIN, BRUSSELS, DRESDEN, FRANKFURT, LONDON, SINGAPORE, STOCKHOLM AND STUTTGART